

3-4-1986

Legislative Campaigns. Spending And Contribution Limits. Partial State Funding From Individual Taxpayer Checkoffs.

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Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820

TDD: (800) 833-8683

August 1, 1986

TO: ALL REGISTRARS OF VOTERS AND COUNTY CLERKS (86143)

FROM:

A handwritten signature in dark ink, appearing to read "Deborah Seiler".

DEBORAH SEILER

Assistant to the Secretary of State
Elections and Political Reform

Pursuant to Elections Code § 3521, subd. (d) you are hereby notified that the total number of signatures to the hereinafter named proposed INITIATIVE STATUTE filed with all county clerks is less than 100 percent of the number of qualified voters required to find the petition sufficient; therefore, the petition has failed.

TITLE: LEGISLATIVE CAMPAIGNS. SPENDING AND CONTRIBUTION
LIMITS. PARTIAL STATE FUNDING FROM INDIVIDUAL
TAXPAYER CHECKOFFS.
INITIATIVE STATUTE.

SUMMARY DATE: March 4, 1986

PROPONENT: Walter B. Gerken

DS/lgw



Office of the Secretary of State
March Fong Eu

1230 J Street
Sacramento, California 95814

Elections Division
(916) 445-0820
TDD: (800) 833-8683

March 4, 1986

TO ALL REGISTRARS OF VOTERS, OR COUNTY CLERKS, AND PROPONENTS (8653)

Pursuant to Section 3513 of the Elections Code, we transmit herewith a copy of the Title and Summary prepared by the Attorney General on a proposed Initiative Measure entitled:

LEGISLATIVE CAMPAIGNS. SPENDING AND CONTRIBUTION LIMITS.
PARTIAL STATE FUNDING FROM INDIVIDUAL TAXPAYER CHECKOFFS.
INITIATIVE STATUTE.

Circulating and Filing Schedule

1. Minimum number of signatures required..... 393,835
Cal. Const., Art. II, Sec. 8(b).
2. Official Summary Date..... Tuesday, 3/4/86
Elec. C., Sec. 3513.
3. Petition Sections:
 - a. First day Proponent can circulate Sections for signatures.... Tuesday, 3/4/86
Elec. C., Sec. 3513.
 - b. Last day Proponent can circulate and file with the county.
All Sections are to be filed at the same time within each
county..... Friday, 8/1/86+
Elec. C., Secs. 3513, 3520(a).
 - c. Last day for county to determine total number of
signatures affixed to petition and to transmit total
to the Secretary of State..... Friday, 8/8/86

(If the Proponent files the petition with the county on a date prior to 8/1/86, the county has five working days from the filing of the petition to determine the total number of signatures affixed to the petition and to transmit the total to the Secretary of State.) Elec. C., Sec. 3520(b).

+ PLEASE NOTE: To the Proponent who may wish to qualify for the 1986 General Election. The law allows approximately 67 days for county election officials to check and report petition signatures and transmit results. The law also requires that this process be completed 131 days before the election in which the people will vote on the initiative. It is possible that the county may not need precisely 67 days. But if you want to be sure that this initiative qualifies for the 1986 General Election, you should file this petition with the county before April 18, 1986.

- d. Secretary of State determines whether the total number of signatures filed with all county clerks meets the minimum number of required signatures, and notifies the counties..... Thursday, 8/14/86**

- e. Last day for county to determine total number of qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State..... Friday, 8/29/86

(If the Secretary of State notifies the county to determine the number of qualified voters who signed the petition on a date other than 8/8/86, the last day is not later than the fifteenth day after the county's receipt of notification.)
Elec. C., Sec. 3520(d), (e).

- f. If the signature count is more than 433,218 or less than 354,452, then the Secretary of State certifies the petition has qualified or failed, and notifies the counties. If the signature count is between 354,452 and 433,218 inclusive, then the Secretary of State notifies the counties using the random sampling technique to determine the validity of all signatures..... Thursday, 9/4/86**

- g. Last day for county to determine actual number of all qualified voters who signed the petition, and to transmit certificate with a blank copy of the petition to the Secretary of State..... Saturday, 10/4/86

(If the Secretary of State notifies the county to determine the number of qualified voters who have signed the petition on a date other than 8/29/86, the last day is not later than the thirtieth day after county's receipt of notification.)
Elec. C., Sec. 3521(b), (c).

- h. Secretary of State certifies whether the petition has been signed by the number of qualified voters required to declare the petition sufficient..... Tuesday, 10/7/86

**Date varies based on receipt of county certification.

4. Campaign Statements:

Last day to file a campaign statement of receipts
and expenditures for period ending 8/29/86 Friday, 9/5/86

(If the Secretary of State finds that the measure has
either qualified or failed to qualify on a date earlier
than 8/1/86 the last date to file is the 35th calendar
day after the deadline for filing petitions or the date
of notification by the Secretary of State that the
measure has either qualified or failed to qualify, whichever
is earlier. The closing date for the campaign statement
is seven days prior to the filing deadline.)
Gov. C., Secs. 84200(d), 84202(j).

5. The Proponent of the above named measure is:

Walter B. Gerken
One Point Loma Drive
Corona del Mar, California 92625

Sincerely,



DEBORAH SEILER
Assistant to the Secretary of State
Elections and Political Reform

NOTE TO PROPONENT: Your attention is directed to Elections Code
Sections 41, 44, 3501, 3507, 3508, 3516, 3517, and 3519 for appropriate
format and type considerations in printing, typing, and otherwise preparing
your initiative petition for circulation and signatures. Your attention
is further directed to the campaign disclosure requirements of the
Political Reform Act of 1974, Government Code Section 81000 et seq.

532

Date: March 4, 1986
File No.: SA 86 RF 0002

LEGISLATIVE CAMPAIGNS. SPENDING AND CONTRIBUTION LIMITS.
PARTIAL STATE FUNDING FROM INDIVIDUAL TAXPAYER CHECKOFFS.
INITIATIVE STATUTE. Establishes specified limits on contributions and loans that can be made or accepted for campaigns for state legislative offices. Establishes Campaign Reform Fund to which individual taxpayers may designate for deposit up to \$3 annually from income taxes paid. Provides legislative candidates who receive specified threshold contributions from other sources, and meet additional requirements, may receive with limitation matching campaign funds from Campaign Reform Fund. Establishes specific campaign expenditure limits for candidates accepting funds from Campaign Reform Fund. Provides civil and criminal penalties for violations. Summary of estimate by Legislative Analyst and Director of Finance of fiscal impact on state and local governments: State income tax revenues would be reduced by about \$11.6 million in 1986-87, and by a net of about \$10 million in each subsequent fiscal year. The checkoff revenues would be transferred to the Campaign Reform Fund. An unknown portion of these funds may not be spent and will revert to the General Fund after each subsequent general election. State administrative costs would increase by about \$500,000 in 1986-87, and grow to about \$800,000 by 1988-89. The Franchise Tax Board would incur a one-time cost of about \$1.6 million in 1986-87 to print a second set of 1986 income tax forms to include the new checkoff provision.

AMENDMENTS TO THE
CAMPAIGN SPENDING LIMITS ACT OF 1986
(February 19, 1986)

(Deleted material is overstriked,
added material is underlined.)

Article 4

EXPENDITURE LIMITATIONS

85404. Notification by Candidate Who Exceeds Expenditure
Limitations

A candidate who has ~~not~~ declined to accept payments from the Campaign Reform Fund and receives contributions or spends an amount over the expenditure limitations shall notify all opponents and the Commission by telephone and by confirming telegram the day the limitations are exceeded.

Article 2

DEFINITIONS

85202. Small Contributor Political Action Committee

"Small contributor political action committee" means any committee which meets all of the following criteria:

(a) All the contributions it receives from any person in a twelve month period total \$50 or less.

~~(a) All the contributions it receives are \$50 or less.~~

(b) It has been in existence at least six months.

(c) It contributes to at least five candidates.

(d) It is not a candidate-controlled committee.

Article 3

CONTRIBUTION LIMITATIONS

85312. Aggregation of Payments

For purposes of the contribution limitations in Sections 85300-85307, inclusive, and Section 85310, the following shall apply:

(a) All payments made by a person, organization or small contributor political action committee whose contributions or expenditure activity is financed, maintained or controlled by any corporation, business entity, labor organization, association, political party or any other person or committee, including any parent, subsidiary, branch, division, department or local unit of the corporation, business entity, labor organization, association, political party or any other person, or by any group of such persons shall be considered to be made by a single person, committee or small contributor political action committee.

(b) Two or more entities shall be treated as one person when any of the following circumstances apply:

- (1) The entities share the majority of members of their boards of directors.
- (2) The entities share two or more officers.
- (3) The entities are owned or controlled by the same majority shareholder or shareholders.
- (4) The entities are in a parent-subsidiary relationship.

(c) An individual and any general partnership in which the individual is a partner, or an individual and any corporation in which the individual owns a controlling interest, shall be treated as one person.

(d) No committee which supports or opposes a candidate for legislative office shall have as officers individuals who serve as officers on any other committee which supports or opposes the same candidate. No such committee shall act in concert with, or solicit or make contributions on behalf of, any other committee. This subdivision shall not apply to treasurers of committees if these treasurers do not participate in or control in any way a decision on which legislative candidate or candidates receive contributions.

Article 6

INDEPENDENT EXPENDITURES

85601. Contribution Limitations

Any person who makes independent expenditures supporting or opposing a legislative candidate shall not accept any contribution in excess of the amounts set forth in Section 85300(c) and (d).

85602. Limitations on Persons Who Make Independent Expenditures and Contributions to Candidates

Any person who makes a contribution of one hundred dollars (\$100) or more to a candidate for legislative office shall be considered to be acting in concert with that candidate and shall not make independent expenditures and contributions in excess of one-thousand-dollars-(\$1,000)-per-election the amounts set forth in Sections 85300 and 85301 in support of that candidate or in opposition to that candidate's opponent.

SECTION 4. Section 83122.5 is added to the Government Code to read:

83122.5. Appropriation to Fair Political Practices Commission

There is hereby appropriated from the Campaign Reform Fund to the Fair Political Practices Commission a sum of five hundred thousand dollars (\$500,000), adjusted for cost of living changes, during each fiscal year, for expenditures to support the operations of the Commission to carry out its responsibilities pursuant to the Legislative-Elections-Reform Act Campaign Spending Limits Act of 1986. The expenditure of funds under this appropriation shall be subject to the normal administrative review given to other state appropriations. The Legislature shall appropriate additional amounts to the Commission and other agencies as may be necessary to carry out the provisions of this title.

TEXT OF PROPOSED BALLOT MEASURE

SECTION 1. Chapter 5 is added to Title 9 of the Government Code as follows:

CHAPTER 5

THE CAMPAIGN SPENDING LIMITS ACT OF 1986

Article 1

FINDINGS AND PURPOSES

85100. Title

This chapter shall be known as the Campaign Spending Limits Act of 1986.

85101. Findings and Declarations

The people find and declare each of the following:

(a) Monetary contributions to political campaigns are a legitimate form of participation in the American political process, but the financial strength of certain individuals or organizations should not permit them to exercise a disproportionate or controlling influence on the election of legislative candidates.

(b) Campaign spending for California legislative campaigns is escalating to dangerous levels. The average legislative race cost nearly four hundred fifty thousand dollars (\$450,000) in 1984. Million dollar electoral contests for seats which pay thirty-three thousand seven hundred thirty-two dollars (\$33,732) a year are increasingly common.

(c) The rapidly increasing costs of political campaigns have forced many legislative candidates to raise larger and larger percentages of money from statewide interest groups with a specific financial stake in matters before the Legislature. This has caused the public perception that legislators' votes are being improperly influenced by monetary contributions. This perception is undermining the credibility and integrity of the Legislature and the governmental process.

(d) The average legislative candidate now raises over 90% of his or her campaign contributions from sources outside his

or her own district. This has caused the growing public perception that legislators are less interested in the problems of their own constituents than the problems of wealthier statewide contributors.

(e) Legislative candidates are raising less money in small contributions and more money in large individual and organizational contributions. This has created the public impression that the small contributor has an insignificant role to play in political campaigns.

(f) High campaign costs are forcing legislators to spend more time on fundraising and less time on the public's business. The constant pressure to raise contributions is distracting legislators from urgent legislative matters.

(g) Legislators are responding to high campaign costs by raising large amounts of money in off-election years. This fundraising distracts legislators from important public matters, encourages contributions which may have a corrupting influence and gives incumbents an unfair fundraising advantage over potential challengers.

(h) Incumbents are raising far more money than challengers. In the 1984 general election, Assembly incumbents outspent their challengers by a 14-to-1 ratio and won 100% of their contests. In 1983, a non-election year, incumbent legislators raised \$14.3 million while their challengers raised less than fifty thousand dollars (\$50,000). In 1984, out of 100 legislative races in the primary and general elections, only two incumbents were defeated. The fundraising advantages of incumbency are diminishing electoral competition between incumbents and challengers.

(i) The integrity of the legislative process, the competitiveness of campaigns and public confidence in legislative officials are all diminishing.

85102. Purpose of this Chapter

The people enact this Act to accomplish the following purposes:

(a) To ensure that individuals and interest groups in our society have a fair and equal opportunity to participate in the elective and legislative processes.

(b) To reduce the influence of large contributors with a specific financial stake in matters before the Legislature, thus countering the perception that legislation is influenced more by the size of contributions than the merits of legislation or the best interests of the people of California.

(c) To assist serious candidates in raising enough money to communicate their views and positions adequately to the public without excessive expenditures or large contributions, thereby promoting public discussion of the important issues involved in political campaigns.

(d) To limit overall expenditures in legislative campaigns, thereby reducing the pressure on legislative candidates to raise large campaign war chests beyond the amount necessary to communicate reasonably with voters.

(e) To provide a neutral source of campaign financing by allowing individual taxpayers voluntarily to dedicate a portion of their state taxes to defray a portion of the costs of legislative campaigns.

(f) To increase the importance of in-district contributions.

(g) To increase the importance of smaller contributions.

(h) To eliminate off year fundraising.

(i) To reduce excessive fundraising advantages of incumbents and thus encourage competition for elective office.

(j) To allow candidates and legislators to spend a lesser proportion of their time on fundraising and a greater proportion of their time discussing important legislative issues.

(k) To improve the disclosure of contribution sources in reasonable and effective ways.

(l) To ensure that serious candidates are able to raise enough money to communicate their views and positions adequately to the public, thereby promoting public discussion of the important issues involved in political campaigns.

(m) To help restore public trust in the state's legislative and electoral institutions.

Article 2

DEFINITIONS

85200. Interpretation of this Chapter

Unless the term is specifically defined in this chapter or the contrary is stated or clearly appears from the context, the definitions set forth in Chapter 2 (commencing with Section 82000) shall govern the interpretation of this chapter.

85201. Legislative Caucus Committee

"Legislative caucus committee" means a committee controlled by the caucus of each political party of each house of the Legislature. Each party of each house may establish only one such committee which shall not be considered to be a candidate-controlled committee. A "legislative caucus committee" may make contributions to any candidate running for legislative office.

85202. Small Contributor Political Action Committee

"Small contributor political action committee" means any committee which meets all of the following criteria:

- (a) All the contributions it receives from any person in a twelve month period total \$50 or less.
- (b) It has been in existence at least six months.
- (c) It contributes to at least five candidates.
- (d) It is not a candidate-controlled committee.

85203. Qualified Campaign Expenditure

(a) "Qualified campaign expenditure" for legislative candidates includes all of the following:

- (1) Any expenditure made by a candidate for legislative office, or by a committee controlled by such a candidate, for the purpose of influencing or attempting to influence the actions of the voters for or against the election of any candidate for legislative office.

- (2) Any transfer of anything of value made by the legislative candidate's controlled committee to any other committee.
- (3) A non-monetary contribution provided at the request of or with the approval of the legislative candidate, legislative officeholder or committee controlled by the legislative candidate or legislative officeholder.
- (4) That portion of a slate mailing or other campaign literature produced or authorized by more than one legislative candidate which is the greater of the cost actually paid by the committee or controlled committee of the legislative candidate or the proportionate share of the cost for each such candidate. The number of legislative candidates sharing costs and the emphasis on or space devoted to each such candidate shall be considered in determining the cost attributable to each such candidate.

(b) "Qualified campaign expenditure" does not include any payment if it is clear from the surrounding circumstances that it was not made for political purposes.

85204. Two-Year Period

"Two-year period" means the period commencing with January 1 of an odd-numbered year and ending with December 31 of an even-numbered year.

85205. Campaign Reform Fund

"Campaign Reform Fund" means the fund created by Section 18775 of the Revenue and Taxation code.

85206. Organization

"Organization" means a proprietorship, labor union, firm, partnership, joint venture, syndicate, business trust, company, corporation, association or committee which has 25 or more employees, shareholders, contributors, or members.

Article 3

CONTRIBUTION LIMITATIONS

85300. Limitations on Contributions from Persons

(a) No person shall make to any candidate for legislative office and the controlled committee of such a candidate and no such candidate and the candidate's controlled committee shall accept from each such person a contribution or contributions totaling more than one thousand dollars (\$1,000) for each of the following elections in which the candidate is on the ballot or is a write-in candidate: a primary election, a general election, a special election or special runoff election.

(b) No organization shall make to any candidate for legislative office and the controlled committee of such a candidate and no such candidate and the candidate's controlled committee shall accept from each such organization a contribution or contributions totaling more than two thousand five hundred dollars (\$2,500) for each of the following elections in which the candidate is on the ballot or is a write-in candidate: a primary election, a general election, a special election or special runoff election.

(c) No person shall make to any committee which supports or opposes any legislative candidate and no such committee shall accept from each such person a contribution or contributions totaling more than one thousand dollars (\$1,000) per year.

(d) No organization shall make to any committee which supports or opposes any legislative candidate and no such committee shall accept from each such organization a contribution or contributions totaling more than two thousand five hundred dollars (\$2,500) per year.

85301. Limitations on Contributions from Small Contributor Political Action Committees

(a) No small contributor political action committee shall make to any candidate for legislative office and the controlled committee of such a candidate, and no such candidate and the candidate's controlled committee shall accept from a small contributor political action committee a contribution or contributions totaling more than five thousand dollars (\$5,000) for each of the following elections in which the candidate is on the ballot or is a write-in candidate: a primary election, a

general election, a special election or special runoff election.

(b) No small contributor political action committee shall make to any committee supporting or opposing a legislative candidate and no such committee shall accept from a small contributor political action committee a contribution or contributions totaling more than five thousand dollars (\$5,000) in a two-year period.

85302. Limitations on Contributions to Political Parties and Legislative Caucus Committees

No person, including an organization or a small contributor political action committee, shall make to any political party committee supporting or opposing legislative candidates or legislative caucus, and no such party committee or legislative caucus committee shall accept from each such person a contribution or contributions totaling more than five thousand dollars (\$5,000) in a two-year period.

85303. Limitations on Contributions from Political Parties and Legislative Caucuses

No more than a total of fifty thousand dollars (\$50,000) in the case of an Assembly candidate, and a total of seventy-five thousand dollars (\$75,000) in the case of a Senate candidate, for a general election or special runoff election, shall be accepted in contributions from legislative caucus committees and political party committees by any candidate and the controlled committee of such a candidate. No legislative caucus committee or political party shall make a contribution to a legislative candidate running in a primary election or special election.

85304. Seed Money

The limitations in Sections 85300 and 85301 shall not apply to contributions to a candidate for legislative office until the candidate has raised thirty-five thousand dollars (\$35,000) in the election year.

85305. Limitations on Contributions from Non-Individuals

No more than a total of fifty thousand dollars (\$50,000) in the case of an Assembly candidate, and a total of seventy-five thousand dollars (\$75,000) in the case of a Senate

candidate, for either a primary, general, special or special runoff election, shall be accepted in contributions from non-individuals by any candidate and the controlled committee of such a candidate. Contributions from political parties and legislative caucuses shall be exempt from this provision.

85306. Limitations on Total Contributions from Persons

No person shall make to legislative candidates or to committees supporting legislative candidates contributions aggregating more than twenty-five thousand dollars (\$25,000) in a two-year period. Contributions to and contributions from political parties and legislative caucuses shall be exempt from this provision.

85307. Limitations on Total Contributions from Organizations or Small Contributor Political Action Committees

No organization or small contributor political action committee shall make to legislative candidates or to committees supporting legislative candidates contributions aggregating more than two hundred thousand dollars (\$200,000) in a two-year period. Contributions from political parties and legislative caucuses shall be exempt from this section.

85308. Prohibition on Transfers

(a) No candidate and no committee controlled by a candidate or candidates for legislative office or controlled by a legislator or legislators, other than a legislative caucus committee or political party, shall make any contribution to a candidate running for legislative office or to any committee supporting such a candidate including a legislative caucus committee or party committee.

(b) This section shall not prohibit a candidate from making a contribution from his or her own personal funds to his or her candidacy or to the candidacy of any other candidate for legislative office.

85309. Prohibition on Off Year Contributions

(a) No legislative candidate or legislator or any controlled committee of such a candidate or legislator shall accept any contribution in any year other than the year in

which the legislative candidate or legislator is listed on the ballot as a candidate for legislative office.

(b) No legislative caucus committee or political party committee supporting or opposing legislative candidates shall accept any contribution in an odd-numbered year.

85310. Limitations on Payments of Gifts and Honoraria

No legislator or legislative candidate and any fund controlled by such a person shall receive more than two thousand dollars (\$2,000) in honoraria and gifts in a two-year period from any person other than a member of the candidate's family as specified in Section 82030 (b)(9).

85311. Return of Contributions

A contribution shall not be considered to be received if it is not negotiated, deposited, or utilized, and in addition it is returned to the donor within fourteen (14) days of receipt.

85312. Aggregation of Payments

For purposes of the contribution limitations in Sections 85300-85307, inclusive, and Section 85310, the following shall apply:

(a) All payments made by a person, organization or small contributor political action committee whose contributions or expenditure activity is financed, maintained or controlled by any corporation, labor organization, association, political party or any other person or committee, including any parent, subsidiary, branch, division, department or local unit of the corporation, labor organization, association, political party or any other person, or by any group of such persons shall be considered to be made by a single person, committee or small contributor political action committee.

(b) Two or more entities shall be treated as one person when any of the following circumstances apply:

- (1) The entities share the majority of members of their boards of directors.

- (2) The entities share two or more officers.
- (3) The entities are owned or controlled by the same majority shareholder or shareholders.
- (4) The entities are in a parent-subsidary relationship.

(c) An individual and any general partnership in which the individual is a partner, or an individual and any corporation in which the individual owns a controlling interest, shall be treated as one person.

(d) No committee which supports or opposes a candidate for legislative office shall have as officers individuals who serve as officers on any other committee which supports or opposes the same candidate. No such committee shall act in concert with, or solicit or make contributions on behalf of, any other committee. This subdivision shall not apply to treasurers of committees if these treasurers do not participate in or control in any way a decision on which legislative candidate or candidates receive contributions.

85313. Loans

(a) A loan shall be considered a contribution from the maker and the guarantor of the loan and shall be subject to the contribution limitations of this chapter.

(b) Every loan to a candidate or the candidate's controlled committee shall be by written agreement and shall be filed with the candidate's or committee's campaign statement on which the loan is first reported.

(c) The proceeds of a loan made to a candidate by a commercial lending institution in the regular course of business on the same terms available to members of the public and which is secured or guaranteed shall not be subject to the contribution limits of this chapter.

(d) Extensions of credit (other than loans pursuant to subdivision (c)) for a period of more than thirty (30) days are subject to the contribution limitations of this chapter.

85314. Family Contributions

(a) Contributions by a husband and wife shall be treated as separate contributions and shall not be aggregated.

(b) Contributions by children under 18 shall be treated as contributions by their parents and attributed proportionately to each parent (one-half to each parent or the total amount to a single custodial parent).

85315. Candidate for Statewide or Local Office

The contribution limitations shall not apply to any contributions to a candidate for legislative office where such contributions are made to support the candidate's campaign for a specifically named statewide or local elective office, and all of the following conditions are met:

(a) The candidate specifically names the non-legislative office being sought.

(b) A separate committee and account for the non-legislative office being sought shall be established for the receipt of all contributions and the making of all expenditures in connection with the non-legislative office.

(c) The contributions to be exempted from the contribution limitations in this chapter are made directly to this separate committee's account.

(d) No expenditures from such an account shall be made to support the legislative candidate's campaign, or any other candidate's campaign for legislative office.

85316. One Campaign Committee and One Checking Account per Candidate

A legislative candidate shall have no more than one campaign committee and one checking account out of which all expenditures shall be made. This section shall not prohibit the establishment of savings accounts, but no qualified campaign expenditures shall be made out of these accounts.

85317. Time Periods for Primary Contributions and General Election Contributions

For purposes of the contribution limitations, contributions made at any time before July 1 of the election year shall be considered primary contributions, and contributions made from July 1 until December 31 of the election year shall be considered general election contributions. Contributions made at any time after the seat has become vacant and up through the date of the election shall be considered contributions in a special election, and contributions made after the special election and up through fifty-eight (58) days after the special runoff election shall be considered contributions in a special runoff election.

Article 4

EXPENDITURE LIMITATIONS

85400. Expenditure Limitations for Assembly Candidates

No candidate for State Assembly who files a statement of acceptance of financing from the Campaign Reform Fund and any controlled committee of such a candidate shall make qualified campaign expenditures above the following amounts:

(a) One hundred fifty thousand dollars (\$150,000) in a primary election.

(b) Two hundred twenty-five thousand dollars (\$225,000) in a general, special, or special runoff election.

85401. Expenditure Limitations for State Senate Candidates

No candidate for State Senate who files a statement of acceptance of financing from the Campaign Reform Fund and any controlled committee of such a candidate shall make qualified campaign expenditures above the following amounts:

(a) Two hundred fifty thousand dollars (\$250,000) in a primary election.

(b) Three hundred fifty thousand (\$350,000) in a general, special or special runoff election.

85402. Expenditure Limitations Lifted--Primary Elections

In the primary election, if a candidate who declines to accept payments from the Campaign Reform Fund receives contributions or makes qualified campaign expenditures in excess of the expenditure limits, or if an independent committee or committees spend more than fifty thousand dollars (\$50,000) in support of, or in opposition to any legislative candidate, the expenditure limitation shall no longer be applicable to all candidates who seek the party nomination for the same seat. In addition, each candidate, other than the candidate who exceeded the expenditure limits, shall be permitted to receive an additional thirty-five thousand dollars (\$35,000) free of contribution limitations, in accordance with Section 85304.

85403. Expenditure Limitations Lifted--Non-Primary Elections

In the general, special or special runoff election, if a candidate who declines to accept payments from the Campaign Reform Fund receives contributions or makes qualified campaign expenditures in excess of the expenditure limits, or if an independent expenditure committee or committees spend more than fifty thousand dollars (\$50,000) in support of or in opposition to any legislative candidate, the expenditure limitations shall no longer be applicable to all candidates running for the same seat in the general, special or special runoff election. In addition, each candidate, other than the candidate who exceeded the expenditure limits, shall be permitted to receive an additional thirty-five thousand dollars (\$35,000) free of contribution limitations, in accordance with Section 85304.

85404. Notification by Candidate Who Exceeds Expenditure Limitations

A candidate who has declined to accept payments from the Campaign Reform Fund and receives contributions or spends an amount over the expenditure limitations shall notify all opponents and the Commission by telephone and by confirming telegram the day the limitations are exceeded.

85405. Time Periods for Primary Election Expenditures and General Election Expenditures

For purposes of the expenditure limitations, qualified campaign expenditures made at any time before June 30 of the

election year shall be considered primary election expenditures, and qualified campaign expenditures made from July 1 until December 31 of the election year shall be considered general election expenditures. Qualified campaign expenditures made at any time after the seat has become vacant and up through the date of the election shall be considered expenditures in a special election, and qualified campaign expenditures made after the special election and up through 58 days after the special runoff election shall be considered expenditures in a special runoff election. However, in the event that payments are made but the goods or services are not used during the period purchased, the payments shall be considered qualified campaign expenditures for the time period when they are used. Payments for goods or services used in both time periods shall be prorated.

Article 5

CAMPAIGN REFORM FUND

85500. Candidate Acceptance or Rejection of Funds

Each candidate for legislative office, at the time of filing his or her Declaration of Candidacy, shall file a statement of acceptance or rejection of financing from the Campaign Reform Fund. If a candidate agrees to accept financing from the Campaign Reform Fund, the candidate shall comply with the provisions of Article 4 of this Act. A candidate who agrees to accept financing from the Campaign Reform Fund may not change that decision. A candidate who does not agree to accept such financing shall notify all opponents and the Commission by telegram on the day such a candidate raises, spends or has cash on hand of more than thirty-five thousand dollars (\$35,000).

85501. Qualification Requirements

In order to qualify to receive payments from the Campaign Reform Fund, a candidate shall meet all the following requirements:

(a) The candidate has received contributions (other than contributions from the candidate or his or her immediate family) of at least twenty thousand dollars (\$20,000) in contributions of one thousand dollars (\$1,000) or less if running for the Assembly, or at least thirty thousand dollars

(\$30,000) in contributions of one thousand dollars (\$1,000) or less if running for the Senate. Only contributions received on or after January 1 of the election year or, if a special election, after the Declaration of Candidacy is filed, may be counted for the above threshold. For purposes of this subsection, a loan, a pledge or a non-monetary contribution shall not be considered a contribution.

(b) In the primary election, the candidate is opposed by a candidate running for the same nomination who has qualified for payments from the Campaign Reform Fund or has raised, spent or has cash on hand of at least thirty-five thousand dollars (\$35,000).

(c) In the general election, the candidate is opposed by a candidate who has qualified for payments from the Campaign Reform Fund or has raised, spent or has cash on hand of at least thirty-five thousand dollars (\$35,000).

(d) The candidate contributes no more than fifty thousand dollars (\$50,000) per election from his or her personal funds to the legislative campaign.

85502. Campaign Reform Fund Formula

A candidate who is eligible to receive payments from the Campaign Reform Fund shall receive payments on the basis of the following formulas:

(a) For a contribution or contributions (other than a contribution from the candidate or his or her immediate family) totaling two hundred fifty dollars (\$250) or under from a single source received on or after January 1 of the election year or, if a special election, after the Declaration of Candidacy is filed, a matching ratio of three dollars (\$3) from the Campaign Reform Fund for each dollar received.

(b) For a contribution or contributions (other than a contribution from the candidate or his or her immediate family) totaling two hundred fifty (\$250) or under from an individual who is a registered voter in the candidate's district and whose contribution is made on or after January 1 of the election year or, if a special election, after the candidate's Declaration of Candidacy is filed, a matching ratio of five dollars (\$5) from the Campaign Reform Fund for each dollar received.

(c) For purposes of this section, a loan, a pledge or a non-monetary payment shall not be considered a contribution.

85503. Candidate Request for Payment

The Commission shall determine the information needed to be submitted to qualify for payment from the Campaign Reform Fund. A candidate may not request less than ten thousand dollars (\$10,000) in payments at any one time from the Campaign Reform Fund; provided, however, that in the 14 days preceding an election, a candidate may not request less than two thousand five hundred (\$2,500) in such payments.

85504. Maximum Funds Available to Candidate

No candidate shall receive payments from the Campaign Reform Fund in excess of the following amounts:

(a) For an Assembly candidate, seventy-five thousand dollars (\$75,000) in the primary election and one hundred twelve thousand five hundred dollars (\$112,500) in the general, special or special runoff election.

(b) For a Senate candidate, one hundred twenty-five thousand dollars (\$125,000) in the primary election and one hundred seventy-five thousand (\$175,000) in the general, special or special runoff election.

85505. Timing of Payments to Candidates

The Controller shall make payments from the Campaign Reform Fund in the amount certified by the Commission. Payments shall be made no later than 3 business days after receipt of the request by the candidate. If the Commission determines the money in the Campaign Reform Fund is not, or may not be, sufficient to satisfy the full entitlements of the eligible candidates, the Commission shall notify the Controller to withhold sufficient amounts as may be necessary to assure that the eligible candidates will receive a pro rata share of their entitlements. The amount withheld shall be paid when the Commission determines that there is sufficient money in the Fund to pay the amounts or portions of the amounts. No payments shall be made from any source other than the Campaign Reform Fund.

85506. Surplus Funds

(a) Surplus funds remaining after all obligations are met by the candidate shall be returned to the Campaign Reform Fund after the general election based on a ratio of the public funds received by a candidate compared to the private funds raised by the candidate for each election.

(b) A legislative candidate who has more than one hundred thousand dollars (\$100,000) in surplus funds after he or she complies with subdivision (a) shall either return all funds over one hundred thousand dollars (\$100,000) to his or her contributors on a pro rata basis or shall donate the surplus over one hundred thousand dollars (\$100,000) to the Campaign Reform Fund.

Article 6

INDEPENDENT EXPENDITURES

85600. Independent Expenditures for Mass Mailings

(a) Any person who makes independent expenditures for a mass mailing which supports or opposes any candidate for legislative office shall put the following statement on the mailing:

NOTICE TO VOTERS
(Required by State Law)

This mailing is not authorized or approved by
any legislative candidate or election official.

It is paid for by _____.
(name)

Address, City, State

(b) The statement required by this section shall appear on the envelope and on each page or fold of the mass mailing in at least 10-point type, not subject to the half-tone or screening

process, and in a printed or drawn box set apart from any other printed matter.

85601. Contribution Limitations

Any person who makes independent expenditures supporting or opposing a legislative candidate shall not accept any contribution in excess of the amounts set forth in Section 85300(c) and (d).

85602. Limitations on Persons Who Make Independent Expenditures and Contributions to Candidates

Any person who makes a contribution of one hundred dollars (\$100) or more to a candidate for legislative office shall be considered to be acting in concert with that candidate and shall not make independent expenditures and contributions in excess of the amounts set forth in Sections 85300 and 85301 in support of that candidate or in opposition to that candidate's opponent.

85603. Reproduction of Materials

Any person who reproduces, broadcasts or distributes any material which is drafted, printed, prepared or previously broadcast by a legislative candidate or a committee controlled by such a candidate shall report such an expenditure as a non-monetary contribution to such candidate or committee.

85604. Notice of Independent Expenditures

Any person who makes independent expenditures of more than ten thousand dollars (\$10,000) in support of or in opposition to any legislative candidate shall notify the Commission and all candidates in that legislative district by telegram each time this threshold is met.

Article 7

AGENCY RESPONSIBILITIES

85700. Duties of the Fair Political Practices Commission

The Fair Political Practices Commission, in addition to

its responsibilities set forth in Sections 83100 et seq., shall also:

(a) Adjust the expenditure limitations, contribution limitations and public financing provisions in January of every even-numbered year to reflect any increase or decrease in the Consumer Price Index. Such adjustments shall be rounded off to the nearest hundred for the limitations on contributions and the nearest thousand for the limitations on expenditures and the public financing provisions.

(b) Prescribe the necessary forms for filing the appropriate statements.

(c) Verify the requests for payment for Campaign Reform Funds.

(d) Prepare and release studies on the impact of this title. These studies shall include legislative recommendations which further the purposes of this title.

85701. Duties of the Franchise Tax Board

The Franchise Tax Board shall audit each candidate who has received payments from the Campaign Reform Fund in accordance with the procedures set forth in Sections 90000 et seq.

SECTION 2. Chapter 18.6 (commencing with Section 18775) is added to Part 10 of Division 2 of the Revenue and Taxation Code, to read:

CHAPTER 18.6

CAMPAIGN REFORM FUND DESIGNATION

18775. Tax Checkoff

Every individual whose income tax liability for any taxable year is three dollars (\$3) or more may designate an amount up to three dollars (\$3) of that tax liability to be deposited into the Campaign Reform Fund. In the case of a joint return of husband and wife having an income tax liability of six dollars (\$6) or more, each spouse may designate that an amount up to three dollars (\$3) of that tax liability shall be paid to the Fund. Taxpayer designations of funds shall not increase that taxpayer's tax liability. Money in this Fund shall be available for distribution in accordance with the provisions of Chapter 5 of Title 9,

commencing with Section 85100 of the Government Code. The Franchise Tax Board shall place on the top third of the first page of all personal tax returns required to be filed on or after January 1, 1987, the following language:

**CAMPAIGN
REFORM
FUND**

Do you want \$3 of the taxes you
are already paying to go to this
Fund? ☐ YES ☐ NO

If joint return, does your spouse
want \$3 to go to this fund? ☐ YES ☐ NO

NOTE: Checking "YES" will not increase the taxes you pay
or reduce your refund.

18776. Return of Surplus Money in Campaign Reform Fund

All money over \$1 million, adjusted for cost of living changes, remaining in the Campaign Reform Fund as of January 31 in the year following a general election shall be refunded to the General Fund.

SECTION 3. Section 17245 of the Revenue and Taxation Code (which currently reads as follows) is repealed:

17245.

In computing taxable income there shall be allowed as a deduction political contributions by any person in excess of one hundred dollars (\$100) (two hundred dollars (\$200) on a joint return) in any year, except that no deduction shall be allowed for contributions which are designated pursuant to Section 18720.

SECTION 4. Section 83122.5 is added to the Government Code to read:

83122.5. Appropriation to Fair Political Practices Commission

There is hereby appropriated from the Campaign Reform Fund to the Fair Political Practices Commission a sum of five hundred thousand dollars (\$500,000), adjusted for cost of living changes, during each fiscal year, for expenditures to support the operations of the Commission to carry out its responsibilities pursuant to the Campaign Spending Limits Act of 1986. The expenditure of funds under this appropriation shall be subject to the normal administrative review given to other state appropriations. The Legislature shall appropriate additional amounts to the Commission and other agencies as may be necessary to carry out the provisions of this title.

SECTION 5. Section 91000 of the Government Code is amended to read:

91000. Violations; Criminal

(a) Any violation of Chapter 5 of this title commencing with Section 85100 is a public offense punishable by imprisonment in a state prison or in a county jail for a period not exceeding one year.

~~{a}-Any person who knowingly or willfully violates any provision of this title is guilty of a misdemeanor.~~

(b) Any violation of any other section of this title is a misdemeanor.

~~{b}~~

(c) In addition to other penalties provided by law, a fine of up to the greater of ten thousand dollars (\$10,000) or three times the amount the person failed to report properly or unlawfully contributed, expended, gave or received may be imposed upon conviction of each violation.

~~{c}~~

(d) Prosecution for violation of this title must be commenced within four years after the date on which the violation occurred.

SECTION 6. Section 91005 of the Government Code is amended to read:

91005. Civil Liability for Violations

(a) Any person who makes or receives a contribution, payment, gift or expenditure in violation of Section 84300, 84304, 85300, 85301, 85302, 85303, 85305, 85306, 85307, 85308, 85309, 85310, 85400, 85401, 85405, 85500, 85501, 85502, 85504, 85506, 85600, 85601, 85602, 85603, 85604, 86202, 86203 or 86204 is liable in a civil action brought by the civil prosecutor or by a person residing within the jurisdiction for an amount up to ~~five hundred dollars-(\$500)~~ one thousand dollars (\$1,000) or three times the amount of the unlawful contribution, gift or expenditure, whichever is greater.

(b) Any designated employee or public official specified in Section 87200, other than an elected state officer, who realizes an economic benefit as a result of a violation of Section 87100 or of a disqualification provision of a Conflict of Interest Code is liable in a civil action brought by the civil prosecutor or by a person residing within the jurisdiction for an amount up to three times the value of the benefit.

SECTION 7. Section 83116 of the Government Code is amended to read:

83116. Violation of Title

When the Commission determines there is probable cause for believing this title has been violated, it may hold a hearing to determine if such a violation has occurred. Notice shall be given and the hearing conducted in accordance with the Administrative Procedure Act (Government Code, Title 2, Division 3, Part I, Chapter 5, Sections 11500 et seq.) The Commission shall have all the powers granted by that chapter.

When the Commission determines on the basis of the hearing that a violation has occurred, it shall issue an order which may require the violator to:

- (a) Cease and desist violation of this title;
- (b) File any reports, statements or other documents or information required by this title; and
- (c) Pay a monetary penalty of up to two thousand dollars (\$2,000) for each violation to the General Fund of the state.

When the Commission determines that no violation has occurred, it shall publish a declaration so stating.

SECTION 8. Section 84106 is added to the Government Code to read:

84106. Identification of Committees

The name of any committee shall include or be accompanied by the name of any individual, entity or other person by which the committee is controlled. Any committee required to file a statement of organization shall amend its statement to comply

with this section within 30 days of the effective date of this Act.

SECTION 9. Section 84302.5 is added to the Government Code to read:

84302.5. Definition of Intermediary

A person is an intermediary for transmittal of a contribution if he or she delivers to a candidate or committee a contribution from another person unless such contribution is from the person's employer, immediate family or an association to which the person belongs. No person who is the treasurer of the committee to which the contribution is made or is the candidate who controls the committee to which the contribution is made shall be an intermediary for such a contribution.

SECTION 10. Severability Clause

If any provision of this Act or the application thereof to any person or circumstances is held invalid, the remainder of this Act, to the extent it can be given effect, or the application of those provisions to persons or circumstances other than those as to which it was held invalid, shall not be affected thereby, and to this end, the provisions of this Act are severable.

SECTION 11. Legislative Amendments

The provisions of Section 81012 of the Government Code which allow legislative amendments to the Political Reform Act of 1974 shall apply to the provisions of this measure.

SECTION 12. Construction

This measure shall be liberally construed to accomplish its purposes.

SECTION 13. Effective Date

The provisions of this measure shall go into effect January 1, 1987, except that Section 2 shall go into effect immediately.

DECLARATION OF MAILING

The undersigned Declarant, states as follows:

I am over the age of 18 years and not a proponent of the within matter; my place of employment and business address is 1515 K Street, Suite 511, Sacramento, California 95814.

On the date shown below, I mailed a copy or copies of the attached letter to the proponents, by placing a true copy thereof in an envelope addressed to the proponents named below at the addresses indicated, and by sealing and depositing said envelope or envelopes in the United States mail at Sacramento, California, with postage prepaid. There is delivery service by United States mail at each of the places so addressed, or there is regular communication by mail between the place of mailing and each of the places so addressed.

Date of Mailing: March 4, 1986

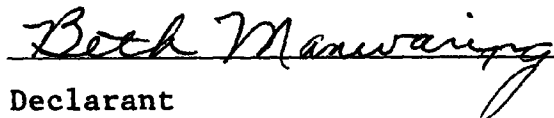
Subject: LEGISLATIVE CAMPAIGNS. SPENDING AND CONTRIBUTION LIMITS.
PARTIAL STATE FUNDING FROM INDIVIDUAL TAXPAYER CHECKOFFS.
Our File No.: SA86RF0002

Name of Proponent(s) and Address(es):

Walter B. Gerken
One Point Loma Drive
Corona del Mar, CA 92625

I declare under penalty of perjury that the foregoing is true and correct.

Executed at Sacramento, California on
March 4, 1986.


Declarant

JOHN K. VAN DE KAMP
Attorney General

State of California
DEPARTMENT OF JUSTICE



1515 K STREET, SUITE 511
SACRAMENTO 95814
(916) 445-9555

March 4, 1986

6382

(916) 324-5472

FILED
In the office of the Secretary of State
of the State of California

MAR - 4 1986

MARCH FONG EU, Secretary of State

By *[Signature]* Deputy

Honorable March Fong Eu
Secretary of State
1230 J Street
Sacramento, California 95814

Dear Mrs. Eu:

Re: Initiative Title and Summary.
Our File No. SA86RF0002

Pursuant to the provisions of section 3503 and 3513 of the Elections code, you are hereby notified that on this day we mailed to the proponent(s) of the above identified proposed initiative our title and summary.

Enclosed is a copy of our transmittal letter to the proponent(s), a copy of our title and summary, a declaration of mailing thereof, and a copy of the proposed measure.

According to information available in our records, the name(s) and address(es) of the proponent(s) is as stated on the declaration of mailing.

Very truly yours,

JOHN K. VAN DE KAMP
Attorney General

[Signature]

Robert Burton
Deputy Attorney General

Enclosure

(RF-10, 6/83)

Amendment #2

One Point Loma Drive
Corona del Mar, CA 92625
February 19, 1986

Robert Burton, Esq.
Attorney General's Office
1515 K Street
Sacramento, California 95814

Dear Mr. Burton:

Enclosed are some minor technical and non-substantive amendments to the proposed initiative, "The Campaign Spending Limits Act of 1986." The intent of these changes is to clarify the sections of the measure that are not expected to have a fiscal impact. Please let me know if these amendments can be made without delaying issuance of title until later than March 7, 1986. Should they appear likely to delay your analysis, we are prepared to forego their submittal.

Thank you for your consideration.

Sincerely,



Walter B. Gerken

WBG:ear
Enc.

382. LEGISLATIVE CAMPAIGNS. SPENDING AND CONTRIBUTION LIMITS. PARTIAL STATE

FUNDING FROM INDIVIDUAL TAXPAYER CHECKOFFS. - S

262,825
FUNDING

19810-002 8 7 10 3 C ODP

30/11/86

4700

	COUNTIES	DATE CO. RCD DUE MT.	DATE LECT DUE FROM CO. REC CELT	Raw Count	Projected Valid on Random %	Full Check Valid Suff. %	Number Not Sufficient	Duplicates	
1R	Alameda	6/30	7/31	29210	60.4	27268	15500	35	74.6
2	Alpine	-	-	107	-	107	0	0	-
3	Amador	-	-	107	-	107	0	0	-
4	Butte	-	-	309	-	309	0	0	-
5	Calaveras	-	-	185	-	185	0	0	-
6	Colusa	-	-	2	-	2	0	0	-
7R	Contra Costa	6/30	7/31	6710	63.6	4809	1901	155	78
8	Del Norte	-	-	11	-	11	0	0	-
9	El Dorado	-	-	212	-	212	0	0	-
10R	Fresno	6/30	7/31	10100	41.83	4111	5398	89	55
11	Glenn	-	-	7	-	7	0	0	-
12	Humboldt	-	-	1168	-	1168	0	0	-
13R	Imperial	6/30	7/31	11132	91.9	926	726	4	7.6
14	Inyo	-	-	116	-	116	0	0	-
15R	Kern	6/30	7/31	11352	67.3	1167	565	11	7.3
16R	Kings	6/30	7/31	5316	41.9	419	1116	1	0
17	Lake	-	-	1164	-	1164	0	0	-
18	Lassen	-	-	113	-	113	0	0	-
19R	Los Angeles	7/1	7/31	1123438	112.885	114598	58230	3901	77.0
20	Madera	-	-	125	-	125	0	0	-
21R	Marin	7/1	7/31	8946	73.38	7367	1579	175	73.3
22	Mariposa	-	-	50	-	50	0	0	-
23	Mendocino	-	-	238	-	238	0	0	-
24R	Merced	6/30	7/31	1352	106.5	1134	216	10	75.3
25	Modoc	-	-	12	-	12	0	0	-
26	Mono	-	-	21	-	21	0	0	-
27R	Monterey	7/1	7/31	1041	84.7	938	103	9	78.3
28	Napa	-	-	185	-	185	0	0	-
29	Nevada	-	-	206	-	206	0	0	-
30R	Orange	6/30	7/31	32858	24.334	24001	3867	521	71
31R	Placer	6/30	7/31	789	67.2	650	139	9	72.9
32	Plumas	-	-	52	-	52	0	0	-
33R	Riverside	7/9	7/31	11811	89.28	8444	3367	132	74.1
34R	Sacramento	6/30	7/31	55397	212.58	25400	30040	447	77.3
35	San Benito	-	-	31	-	31	0	0	-
36R	San Bernardino	6/30	7/31	39218	20.709	23223	16045	928	76.3
37R	San Diego	7/1	7/31	110930	76.413	76307	34523	4574	76.4
38R	San Francisco	6/30	7/31	56369	62.80	11186	45583	1363	78.2
39R	San Joaquin	-	-	8534	69.24	7097	1437	105	72.2
40R	San Luis Obispo	-	-	1109	91.1	922	187	2	71
41R	San Mateo	6/30	7/31	5792	38.49	3325	2072	37	72.2
42R	Santa Barbara	6/30	7/31	3238	24.32	2183	1055	29	72.3
43R	Santa Clara	7/2	7/31	13668	30.44	7053	6635	123	70.1
44R	Santa Cruz	6/30	7/31	8141	66.20	5900	2151	7	72.8
45	Shasta	-	-	140	-	140	0	0	-
46	Sierra	-	-	1	-	1	0	0	-
47	Siskiyou	-	-	55	-	55	0	0	-
48R	Solano	7/30	7/31	503	42.5	425	78	0	74
49R	Sonoma	7/1	7/31	112592	93.05	9302	2790	1	74
50R	Stanislaus	6/30	7/31	7801	43.97	5450	1151	100	75.2
51	Sutter	-	-	46	-	46	0	0	-
52	Tehama	-	-	60	-	60	0	0	-
53	Trinity	-	-	47	-	47	0	0	-
54R	Tulare	7/1	7/31	1826	14.04	1318	508	8	76
55	Tuolumne	-	-	193	-	193	0	0	-
56R	Ventura	6/30	7/31	3287	31.50	3234	2823	911	74.6
57R	Yolo	6/30	7/31	6266	26.75	2471	3295	172	-
58	Yuba	-	-	58	-	58	0	0	-

Full Check 387,040 = 98.2% of Required
387,040 = 61.2% of Raw

Random Sample 374,682 = 95.1% of Required + 394,681 100.2%
374,682 = 59.1% of Raw + 394,681 62.9%

This is what was used to instruct full check
S. Diego amended report of random 8/1/86
+ S. Diego Amended report 8/1/86

*Change raw count

632061

FUNDING FROM INDIVIDUAL TAXPAYER CHECKOFFS. - S

303,855

FOLLOWED

	COUNTIES	DATE CO. REC'D	DATE LET DUE FROM CO.	Raw Count DATE 200 CERT	Projected Valid on Random %	Full Check Valid %	Number Not Sufficient	Duplicates	20 VS RS
1	Alameda	7/30	7/30	47424	29210	27268	11500	35	26
2	Alpine	-	-	2	-	2	0	0	-
3	Amador	-	-	107	-	07	110	2	-
4	Butte	-	-	309	-	265	44	1	-
5	Calaveras	-	-	195	-	149	134	4	-
6	Colusa	-	-	2	-	3	4	9	-
7	Contra Costa	6/30	7/30	6710	4272	4809	1901	158	28
8	Del Norte	-	-	111	-	110	1	3	-
9	El Dorado	-	-	212	-	177	35	6	-
10	Fresno	4/30	7/30	10109	4193	4211	5398	89	33
11	Glenn	-	-	2	-	2	9	8	-
12	Humboldt	-	-	162	-	132	30	9	-
13	Imperial	6/30	7/30	1132	919	926	426	6	26
14	Inyo	-	-	16	-	13	3	3	-
15	Kern	4/30	7/30	1252	1135	1167	565	11	3
16	Kings	7/30	7/30	536	419	419	116	1	0
17	Lake	-	-	124	-	150	14	3	-
18	Lassen	-	-	13	-	12	1	3	-
19	Los Angeles	7/1	7/31	123428	112885	118598	58230	3901	70
20	Madera	-	-	125	-	87	38	1	-
21	Marin	7/1	7/31	8946	7338	7369	1579	175	23
22	Mariposa	-	-	50	-	43	7	3	-
23	Mendocino	-	-	238	-	238	20	1	-
24	Merced	6/30	7/30	1352	11065	1136	216	10	58
25	Modoc	-	-	2	-	2	6	9	-
26	Mono	-	-	41	-	41	6	9	-
27	Monterey	7/1	7/31	1041	847	938	103	3	28
28	Napa	-	-	185	-	140	36	3	-
29	Nevada	-	-	202	-	129	22	11	-
30	Orange	6/30	7/30	32858	24734	24091	7867	521	4
31	Placer	6/30	7/30	789	672	650	1139	6	29
32	Plumas	-	-	52	-	45	7	1	-
33	Riverside	6/30	7/30	11877	8928	8444	3367	132	41
34	Sacramento	6/30	7/30	54392	21258	25400	30440	447	73
35	San Benito	-	-	31	-	14	17	3	-
36	San Bernardino	6/30	7/30	39218	20709	23293	116425	928	63
37	San Diego	7/1	7/31	110830	76413	76307	34523	4574	21
38	San Francisco	6/30	7/30	56749	62801	11186	45583	1363	82
39	San Joaquin	-	-	85344	6924	7097	11332	105	22
40	San Luis Obispo	-	-	1109	911	922	187	4	1
41	San Mateo	6/30	7/30	5792	3849	3825	2072	30	22
42	Santa Barbara	6/30	7/30	3238	2432	2183	1055	29	23
43	Santa Clara	7/2	7/1	13668	7044	7053	6635	123	21
44	Santa Cruz	6/30	7/30	8141	6620	5900	2451	7	29
45	Shasta	-	-	140	-	122	18	3	-
46	Sierra	-	-	1	-	1	9	9	-
47	Siskiyou	-	-	55	-	39	16	3	-
48	Solano	7/30	7/30	5013	425	425	78	6	0
49	Sonoma	7/1	7/31	112992	9305	9302	2790	-	34
50	Stanislaus	6/30	7/30	3801	4397	5950	11851	100	58
51	Sutter	-	-	46	-	38	8	8	-
52	Tehama	-	-	40	-	52	8	9	-
53	Trinity	-	-	47	-	28	19	9	-
54	Tulare	2/1	7/31	1826	1404	1318	508	8	26
55	Tuolumne	-	-	193	-	160	33	3	-
56	Ventura	6/30	7/30	3982	3150	3234	2823	911	106
57	Yolo	6/30	7/30	6266	2675	2971	3295	172	-
58	Yuba	-	-	58	-	48	12	9	-
59									
60									
61									
62									
	*Change Law Count			632041					
					Full Check 387,040 ==98.2% of Required 387,040 = 61.2% of Raw				
					Random Sample 374,682 = 95.1% of Required + 394,681 100290 374,682 = 59.1 of Raw + 394,681 62490				
					This is what was used to verify full check 5 days amended report of random 8/1/86 + 5 Diego Amended report 5/1/86				

382. LEGISLATIVE CAMPAIGNS. SPENDING AND CONTRIBUTION LIMITS. PARTIAL STATE FUNDING FROM INDIVIDUAL TAXPAYER CHECKOFFS. - S

393,835

393,835		DATE PROP. FILED PET. W/CO.	DATE SOS REC RAW CT	DATE CO REC. R.S. LIST	LAST DATE MAIL CERT TO SOS	DATE SOS REC CERT FR. CO.	RAW COUNT	RANDOM SAMPLE	QUALIFIED	NOT SUFF.	DUP.	CALC. TOTAL	%				
1.	Alameda	5/27	6/3	6/9	6/24	6/25	421694 X	21134	1460	674	0	29	210	68.4			
2.	Alpine	5/30	6/2	6/10	6/25	6/16	2	2	2	0	0	2	100				
3.	Amador	-	5/28	6/9	6/24	6/12	107	107	97	10	0	97	90.6				
4.	Butte	-	5/28	-	-	5/28	309	309	265	44	1	265	85.7				
5.	Calaveras	5/28	5/30	6/9	6/24	6/13	185	185	149	36	4	149	80.5				
6.	Colusa	-	5/30	6/9	6/24	6/12	7	7	3	4	0	3	42.9				
7.	Contra Costa	-	5/29	6/9	6/24	6/19	6710	500	368	132	4	4	272	63.6			
8.	Del Norte	-	6/13	6/9	6/24	6/13	11	11	10	1	0	10	90.9				
9.	El Dorado	-	5/29	6/9	6/24	6/16	212	212	177	35	0	177	83.4				
10.	Fresno	-	-	6/9	6/24	6/20	10109	505	247	258	2	4	183	41.3			
11.	Glenn	-	6/3	6/10	6/25	6/11	7	7	7	0	0	7	100				
12.	Humboldt	5/27	5/30	6/9	6/24	6/12	168	168	138	30	0	138	82.1				
13.	Imperial	-	5/30	6/9	6/24	6/30	1132	500	406	94	0	94	81.2				
14.	Inyo	-	6/2	6/9	6/24	6/6	16	16	13	3	0	13	81.2				
15.	Kern	-	5/29	6/9	6/24	6/25	1332	500	330	170	1	1	135	65.5			
16.	Kings	-	5/28	6/9	6/24	6/24	536	500	391	108	1	419	78.1				
17.	Lake	5/27	6/3	6/9	6/24	6/23	164	164	150	14	0	150	91.4				
18.	Lassen	-	6/5	-	-	6/5	13	13	12	1	0	12	92.3				
19.	Los Angeles	5/27	6/9	6/9	6/24	6/25	173428	8671	5929	2342	15	112	885	65.0			
20.	Madera	5/27	6/2	6/9	6/24	6/19	125	125	87	38	1	87	69.6				
21.	Marin	5/27	6/2	6/10	6/25	6/24	8946	500	427	73	1	7	338	82.0			
22.	Mariposa	-	5/29	6/9	6/24	6/6	50	50	43	7	0	43	86				
23.	Mendocino	5/27	6/2	6/9	6/24	6/20	268	268	248	20	1	248	92.5				
24.	Merced	-	5/29	6/9	6/24	6/23	1352	500	394	106	0	1	0.65	28.8			
25.	Modoc	-	6/10	6/10	6/25	6/10	2	2	1	1	0	1	50				
26.	Mono	-	6/13	6/10	6/25	6/13	4	4	4	0	0	4	100				
27.	Monterey	-	6/5	6/9	6/24	6/16	1041	500	407	93	0	847	81.4				
28.	Napa	-	5/30	6/9	6/24	6/17	185	185	149	36	0	149	80.5				
29.	Nevada	-	6/10	6/9	6/24	6/18	206	206	179	27	11	179	86.8				
30.	Orange	5/27	6/3	-	-	6/13	32939	1646	1236	410	0	24	734	75			
31.	Placer	-	5/29	6/9	6/24	6/13	789	500	426	74	0	672	85.2				
32.	Plumas	-	5/29	6/9	6/24	6/6	52	52	45	7	1	45	86.5				
33.	Riverside	5/27	5/30	6/9	6/24	6/23	11811	590	446	144	0	8928	75.5				
34.	Sacramento	5/27	6/6	6/9	6/24	6/23	55392 X	2770	1405 *	1365	18	21	258	38.3			
35.	San Benito	-	6/16	6/9	6/24	6/16	31	31	14	17	0	14	45.1				
36.	San Bernardino	-	6/2	6/9	6/24	6/25	39718	1985	1092	893	3	20	709	52.1			
37.	San Diego	5/27	6/4	6/11	6/26	6/25	110830	5442	3954 +	1588	7	76	413	68.9			
38.	San Francisco	-	6/12	-	-	6/25	56769	2838	656	2182	18	6	280	11.0			
39.	San Joaquin	5/27	6/4	6/11	6/26	6/20	8550	500	421	79	1	6924	80.9				
40.	San Luis Obispo	5/27	6/11	6/9	6/24	6/16	1109	500	412	88	1	911	82.1				
41.	San Mateo	5/27	6/5	6/12	6/27	6/25	5394	500	332	168	0	3849	66.4				
42.	Santa Barbara	5/27	6/16	6/12	6/27	7/1	3238 X	500	381	119	1	2432	75.1				
43.	Santa Clara	-	-	6/10	6/24	6/26	13168 X	183	371	312	1	7044	51.3				
44.	Santa Cruz	-	-	6/9	6/24	6/24	8141	500	382	118	0	6620	76.4				
45.	Shasta	5/27	5/30	6/9	6/24	6/16	140	140	122	18	0	122	87.1				
46.	Sierra	-	5/27	-	-	5/29	1	1	1	0	0	1	100				
47.	Siskiyou	-	-	6/9	6/24	6/11	55	55	39	16	0	39	70.9				
48.	Solano	5/29	6/2	6/9	6/24	6/17	503	500	422	78	0	425	84.4				
49.	Sonoma	-	6/10	6/11	6/26	6/24	12592 *	655	484	171	0	9	305	73.8			
50.	Stanislaus	5/27	6/6	-	-	6/23	7801	500	410	90	0	6397	82.0				
51.	Sutter	5/29	6/3	6/9	6/24	6/16	46	46	38	8	0	38	82.6				
52.	Tehama	-	5/30	6/9	6/24	6/18	60	60	52	8	0	52	86.6				
53.	Trinity	5/29	6/4	6/9	6/24	6/12	47	47	28	19	0	28	59.3				
54.	Tulare	-	6/3	6/9	6/24	6/18	1826	500	387	113	1	1	404	76.8			
55.	Tuolumne	-	5/29	-	-	5/29	193	193	160	33	0	160	82.9				
56.	Ventura	-	-	6/9	6/24	6/18	3984	500	395	105	0	3	150	7.9			
57.	Yolo	-	6/10	6/9	6/24	6/26	5766 X	500	232	268	0	2	675	46.3			
58.	Yuba	-	5/29	6/9	6/24	6/20	58	58	46	12	0	46	79.3				

S. Briggs amended report

374682 95.1

394681

90% = 354,452
110% = 433,219

* CHG RAW CT
+ S. Briggs amended report see 2nd page

631,630

394681 - 100.2% OF REQUIRED
394,681 = 62.4% OF RAW

6/27

382. LEGISLATIVE CAMPAIGNS. SPENDING AND CONTRIBUTION LIMITS. PARTIAL STATE FUNDING FROM INDIVIDUAL TAXPAYER CHECKOFFS. - S

	DATE PROP. FILED PET. W/CO.	DATE SOS REC RAW CT	DATE CO REC. R.S. LIST	LAST DATE MAIL CERT TO SOS	DATE SOS REC CERT FR. CO.	X MARK COUNT NO. SIGS. RE-CHECKED	RANDOM SAMPLE	QUALIFIED by county	NOT SUFF.	DUP.	CALC. TOTAL	%
393,835												
1. Alameda				5/15	11279			1242	37	20	1242	
2. Alameda				CK								
3. Amador												
4. Butte												
5. Calaveras												
6. Colusa												
7. Contra Costa				CKMPS 6/5	1901			207	1694	3	207	108
8. Del Norte												
9. El Dorado												
10. Fresno												
11. Glenn												
12. Humboldt												
13. Imperial												
14. Inyo												
15. Kern												
16. Kings												
17. Lake												
18. Lassen												
19. Los Angeles											1962	
20. Madera												
21. Marin												
22. Mariposa												
23. Mendocino												
24. Merced												
25. Modoc												
26. Mono												
27. Monterey												
28. Napa												
29. Nevada												
30. Orange				CKMPS 7/23	99			59	40	4	59	59
31. Placer												
32. Plumas												
33. Riverside												
34. Sacramento				CK DUP 7/31	918			732	186		732	
35. San Benito												
36. San Bernardino												
37. San Diego						2026		567	453	150	1562	773
38. San Francisco				CK DUB 8/25	1238			1049	189		1049	1049
39. San Joaquin												
40. San Luis Obispo												
41. San Mateo												
42. Santa Barbara						79		77	2		77	
43. Santa Clara												
44. Santa Cruz												
45. Shasta												
46. Sierra												
47. Siskiyou												
48. Solano												
49. Sonoma												
50. Stanislaus												
51. Sutter												
52. Tehama												
53. Trinity												
54. Tulare												
55. Tuolumne												
56. Ventura												
57. Yolo												
58. Yuba												
											6895	

LA
SAN BERNARDINO
still out
expects to certify 6/29 or 6/30

INITIAL FULL CHECK 387,040 VOUCHERS
NEED 6795 TO MEET 393,835

Barbara Lee 382
383

For Immediate Release
March 6, 1986

Contact: Caren Daniels-Meade or
Melissa Warren

EU CERTIFIES TWO NEW INITIATIVES FOR CIRCULATION

SACRAMENTO — Campaign spending and open primaries are the subjects of two new initiatives certified for circulation, Secretary of State March Fong Eu announced today (Mar. 6).

Both measures are initiative statutes which require 393,835 signatures of registered voters to qualify for a spot on the ballot. Proponents must submit all signatures to county elections officials by Aug. 1, the 150-day legal deadline.

Walter B. Gerken of Corona del Mar is heading the drive to qualify a measure which would put limits on campaign spending and contributions and establish a program of partial state funding for candidates for state offices. Under its provisions individuals could contribute no more than \$1,000 per election to candidates for legislative office or their controlled committees or \$1,000 per year to any committees supporting or opposing legislative candidates to a total of \$25,000 annually. The same limitations would apply to contributions by organizations with amounts of \$2,500 per candidate or committee for an annual total of \$200,000.

Contributions by political action committees would be limited to \$5,000 for specified elections to candidates or their controlled committees or \$5,000 in any two-year period to supporting or opposing committees. Contributions to or by political parties would also be subject to specific limitations. No candidates, legislators, controlled committees, legislative caucus committee or political party committee supporting or opposing legislative candidates could accept contributions in non-election years.

(over)

The measure also would establish the Campaign Reform Fund to which individual taxpayers could designate up to three dollars (\$3) of their tax liability for deposit. Legislative candidates who meet specified requirements would be eligible to receive matching funds. Candidates accepting funds from the Campaign Reform Fund would be subject to certain spending limitations.

Proponent Gerken can be reached at (714) 759-8155.

"Open Primary Elections" would amend existing statutes and add new ones to provide that all registered voters, including those not affiliated with a political party, shall have the right to vote for any candidate at any election regardless of the candidate's political affiliation. At primary elections there would be a single ballot with the names of all candidates for each office listed randomly under the appropriate title, not grouped by political party. There would be a partisan ballot only for selection of political party central or district committee members.

Proponents of the measure are Cynthia Traina and Joseph L. Gattuso. They can be reached at (415) 982-7100

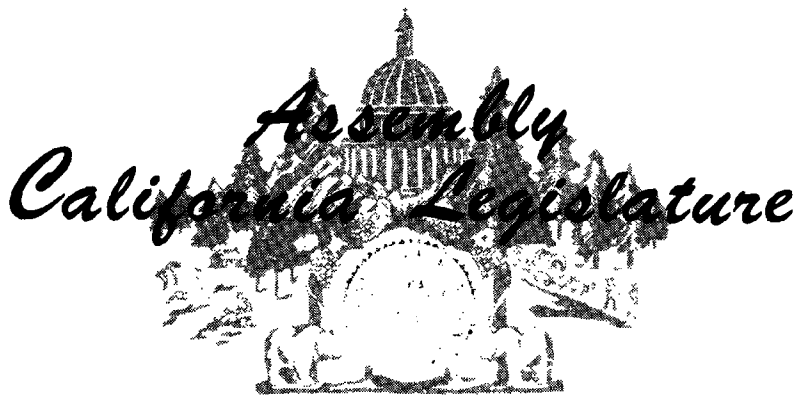
The total number of initiatives currently in circulation is nineteen.

Copies of the initiatives, their titles and summaries and circulation calendars are attached.

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8624MW

State Capitol
Sacramento, California 95814



Elections
Telephone: 445-3614

R. BRIAN KIDNEY
~~Assistant~~ Chief Clerk

January 8, 1988

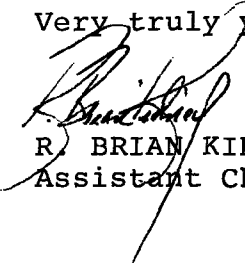
Mr. Anthony L. Miller
Chief Deputy Secretary
of State
Office of the Secretary
of State
1230 "J" Street
Sacramento, CA 95814

Dear Mr. Miller:

This is to acknowledge receipt of your communication dated October 23, 1987, transmitting copies of initiative entitled "Legislative Campaigns. Spending and Contribution Limits. Partial State Funding from Individual Taxpayer Checkoffs. Initiative Statute" (pursuant to Section 3523.1, Elections Code).

Your proposed initiative has been presented to the Assembly and referred to the Committee on Elections, Reapportionment and Constitutional Amendments (see Assembly Journal for January 4, 1988, page 5316).

Very truly yours,


R. BRIAN KIDNEY
Assistant Chief Clerk

RBK:eh